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Practitioner's Docket No. BLD920010031US1

AUG 25 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Brossman et al;

Application No.: 10/065,526

Group No.: 2622

Filed: October 25, 2002

Examiner: unknown

For: Method, Apparatus and Program Product for Device Independent Print Job Ticketing

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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DIRECTOR OFFICE
TECHNOLOGY CENTER 2000

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.181(a)
PTO HAS NO EVIDENCE OF RECEIVING CORRESPONDENCE

REQUEST

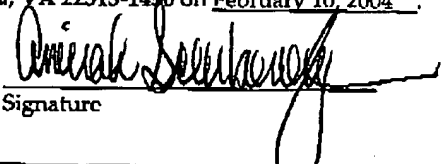
1. Applicant requests that the abandonment in this case be withdrawn.

09/24/2004 BPHOENIX 00000005 091990 10065526

01 FC:1460 130.00 DA

PROMPTNESS OF THIS SUBMISSION

2. This information is being submitted promptly after applicant has learned of the abandonment on the basis of the February 2, 2004 Notice of Abandonment for failure to reply to a "November 7, 2002 Notice to File Missing Parts."

Certificate of Mailing/Facsimile 37 CFR §1.8(a)	
I hereby certify that this correspondence is being:	
<input type="checkbox"/> deposited with the United States Postal Service as first class mail in an envelope with sufficient postage addressed to the:	<input checked="" type="checkbox"/> facsimile transmitted to (703) 746 - 4060 to the:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 10, 2004.	
Amirah Scarborough Person mailing document	 Signature

BLD920010031US2
10/065,526

SUBMISSION

3. Submitted herewith is:

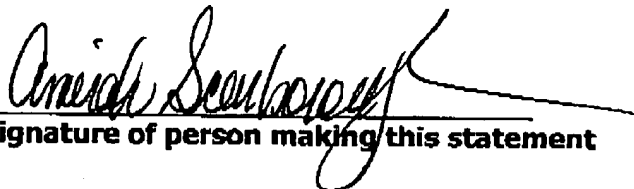
- (1) February 2, 2004 Notice of Abandonment
- (2) A copy of the post card identifying the papers filed and showing the U.S. PTO receipt stamp dated January 13, 2003.
- (3) A copy of the complete response previously filed including:
 - (a) Fee & Response to Missing Parts Notice, dated January 7, 2003 (in duplicate)
 - (b) Notice to File Missing Parts of Nonprovisional Application, dated Nov. 7, 2002
 - (c) Fully executed Declaration & Power of Attorney for Patent Application (7 pages)

STATEMENT ATTESTING TO MAILING OF CORRESPONDENCE TO PTO

4. I state that on January 7, 2003, I mailed the original of the attached copy of correspondence to the Commissioner for Patents, Washington, DC 20231.

Amirah Scarborough

Date: Feb. 10, 04

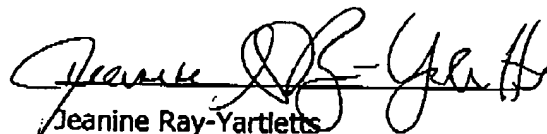

Signature of person making this statement

5. Please proceed with further examination of this application on the basis of the attached copy of the papers originally filed.

REQUEST FOR WITHDRAWAL OF ABANDONMENT

6. Acknowledgment of the active status of this application is respectfully requested.

Date: Feb. 10, 2004


Jeanine Ray-Yartletts
Registration No. 39,808
919-543-2541
Customer No. 25299

BLD920010031US2
10/065,526

Page 2 of 2



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/065,526	10/25/2002	Craig Duray Grossman	BLD920010031

CONFIRMATION NO. 2143

ABANDONMENT/TERMINATION
LETTER

25299
IBM CORPORATION
PO BOX 12195
DEPT 9CCA, BLDG 002
RESEARCH TRIANGLE PARK, NC 27709

PC COMPANY
LEGAL DEPARTMENT
RALEIGH



OC000000011809489

*04 FEB -4 10:26

Date Mailed: 02/02/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 11/07/2002.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(i); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

J. Stokes

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PLEASE ACKNOWLEDGE AND RETURN

CERTIFICATE OF EXPRESS MAIL NO. _____

DATE MAILED 1/07/2003 DATE DUE: 01/07/2003

☐ APPLICATION
☒ DECLARATION
☒ ASSIG. MENT & PTO 1559
☐ DRAWINGS
☒ MISSING PARTS
☐ OTHER _____

☐ AMEND. & TRANS. FORM
☐ IDS & FORM PTO 1449
☐ PET. FOR EXT. OF TIME
☐ ISSUE FEE
☐ CERT. OF MAILING

DOCKET: BLD9 20010031US2
INTL. FILING DATE: _____

SER. NO. 10/065,526
INTL. APPLN/NO. _____

IN RE APPLICATION OF: Brossman et al

TITLE OF APPLICATION: Method & Apparatus & Program...

PGS. OF SPEC: 0 NO. OF CLAIMS 0 SHTS OF DWGS: 0

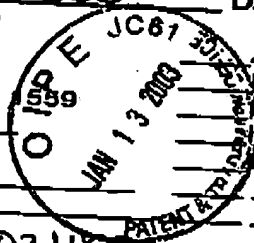
TOTAL CHARGES: \$ 170 DEPOSIT ACCT. NO. 09-1990
ATTORNEY: SWR

PLEASE ACKNOWLEDGE AND RETURN

CERTIFICATE OF EXPRESS MAIL NO. _____

DATE MAILED 1/07/2003 DATE DUE: 01/07/2003

☐ APPLICATION
☒ DECLARATION
☒ ASSIG. MENT & PTO 1559
☐ DRAWINGS
☒ MISSING PARTS
☐ OTHER _____



☐ AMEND. & TRANS. FORM
☐ IDS & FORM PTO 1449
☐ PET. FOR EXT. OF TIME
☐ ISSUE FEE
☐ CERT. OF MAILING

DOCKET: BLD9 20010031US2
INTL. FILING DATE: _____

SER. NO. 10/065,526
INTL. APPLN/NO. _____

IN RE APPLICATION OF: Brossman et al

TITLE OF APPLICATION: Method & Apparatus & Program...

PGS. OF SPEC: 0 NO. OF CLAIMS 0 SHTS OF DWGS: 0

TOTAL CHARGES: \$ 170 DEPOSIT ACCT. NO. 09-1990
ATTORNEY: SWR



Commissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/065,526	10/25/2002	Craig Duray Grossman	BLD920010031

25299
IBM CORPORATION
PO BOX 12195
DEPT 9CCA, BLDG 002
RESEARCH TRIANGLE PARK, NC 27709

PC COMPANY
LEGAL DEPARTMENT
RALEIGH

CONFIRMATION NO. 2143

FORMALITIES LETTER



OC000000009071830

02 NOV 11 A11:48

Date Mailed: 11/07/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**RECEIVED**
CENTRAL FAX CENTER

AUG-25-2004

In re application of: Brossman et al**Date:** August 25, 2004**Application No.:** 10/065,526**Examiner:** unknown**File Date:** October 25, 2002**Art Unit No.:** 2622**For:** Method, Apparatus, and Program Product for Device Independent Print Job Ticketing**Please Deliver to:****OFFICE OF PETITIONS**

Phone Number:

FAX NUMBER:**(703) 872-9306**

Transmitted from:

SCOTT W. REID, c/o Amirah Scarborough
Customer Number 25299
IBM CORPORATION
P.O. Box 12195
Dept. 9CCA, Bldg 002
Research Triangle Park, NC 2770902195

Phone:

(919) 254-2687

Fax:

(919) 254-2649

1. PTO Auto-Reply Facimile Transmission dated February 10, 2004
2. Complete copy of the Petition to Withdraw Holding of Abandonment Under 37 CFR 1.181(a) as filed on February 10, 2004.

This message is intended only for the use of the Individual or entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the address above via the u.s. postal service. Thank you.

Total Pages 16 (including this sheet)**IBM CONFIDENTIAL**

Auto-Reply Facsimile Transmission



TO: Fax Sender at 9192542649

Fax Information
 Date Received: 2/10/2004 1:39:50 PM [Eastern Standard Time]
 Total Pages: 14 (including cover page)

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 Cover
 Page
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FEB 10 '04 13:43 FR IBM PCD IPLAW DEPT 9192542649 TO 917337464068 P.01

International Business Machines Corporation
Intellectual Property Law Department

2nd Submission

Date: February 10, 2004.

Please Deliver to: O.I.P.E.

Phone Number:

FAX NUMBER: (703) 746-4060

Transmitted from: SCOTTY W. REID, c/o Amilah Scarborough
 Customer Number 25299
 IBM CORPORATION
 P.O. Box 12135
 Dept. 9CCA, Bldg 002
 Research Triangle Park, NC 2770902195

Phone: (919) 254-2687

Fax: (919) 254-2649

Certificate of Facsimile under 37 C.F.R. 61.8(a)

I hereby certify that the correspondence itemized below is being facsimile transmitted to (703) 746-4060 to the Commissioner for Patents, P.O. Box 1650, Alexandria, VA 22303 on February 10, 2004.

Amilah Scarborough

Correspondence being transmitted for BLDP20010031US2 - 10/065,526

- Petition to Withdraw Holding of Abandonment under 37 CFR 1.181(a) (2 pages)
- Copy of Notice of Abandonment
- Copy of post card identifying the papers filed and showing the U.S. PTO receipt stamp dated January 13, 2003.
- Complete Response to the Notice to File Missing Parts, Filed January 7, 2002

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PAGE 014 * RCVD AT 8/25/2004 4:01:21 PM [Eastern Standard Time] * SVR:USPTO-EXXRF-1/3 * DNIS:716182 * CSID:9192542649 * DURATION (mm:ss):03:50

**International Business Machines Corporation
Intellectual Property Law Department**

2nd Submission

Date

February 10, 2004

Please Deliver to:

O.I.P.E.

Phone Number:

FAX NUMBER:

(703) 746-4060

Transmitted from:

SCOTT W. REID, c/o Amirah Scarborough
Customer Number 25299
IBM CORPORATION
P.O. Box 12195
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Research Triangle Park, NC 2770902195

Phone:

(919) 254-2687

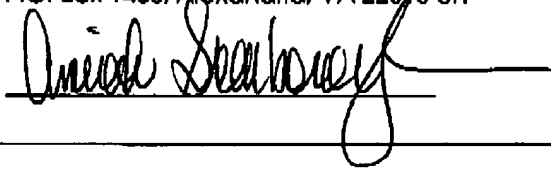
Fax:

(919) 254-2649

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February 10, 2004

Amirah Scarborough



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